

shall form a part of the Western North Carolina Railroad; and that the said convict force shall be worked on the said road from thence in the direction of Asheville, until the said road shall be fully completed.

Refusal to accept
the provisions of
sections 1 and 2.

SEC. 4. That should the Georgia and North Carolina Railroad Company fail or refuse to accept the provisions of the first and second sections of this act, providing for the transfer of said road, then in that case it shall be the duty of the Governor, so soon as the said company shall grade the said Georgia and North Carolina Railroad to Murphy, as aforesaid, to place a convict force at or near the end of the said grading on the Western North Carolina Railroad, which force shall not be reduced below fifty in number, and shall be worked from thence on the last mentioned road in the direction of Asheville, until the said road is completed.

Welfare of con-
victs.

SEC. 5. That the convicts provided for by this act shall be worked, clothed, fed, guarded, and superintended in the same manner, and under the same rules, regulations and laws, and that the expense shall be provided for and paid, in the same manner that govern and control the works on the Western North Carolina Railroad.

Expenditures.

SEC. 6. The authorities in charge of said works shall keep an accurate account of all sums paid for guards and supplies and clothing of said convicts, and for labor done, and shall furnish such statement to the Treasurer of the State, who shall, in a book provided for that purpose, make an accurate copy of such account, and the State shall have a lien, and the same is by this act created and provided, upon franchises and other property of any kind whatever of said Western North Carolina Railroad Company, and which it may hereafter acquire, to secure the payment to the State of all such sums of money and value of labor so expended and used on said road, and which may hereafter be expended and used under this act, or any act of the general assembly hereafter passed.

SEC. 7. That all laws and clauses of laws coming in